

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

CENTER FOR BIOLOGICAL DIVERSITY,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	CASE NO. 3:15-cv-658-JCS
U.S. DEPARTMENT OF THE INTERIOR; S.M.R. JEWELL, in her official capacity as Secretary of the Interior; U.S. FISH AND WILDLIFE SERVICE; DAN ASHE, Director of the U.S. Fish and Wildlife Service,	)	<b>STATUS REPORT AND STIPULATION FOR EXTENSION OF STAY</b>
	)	
Defendants,	)	
	)	
CROPLIFE AMERICA,	)	
	)	
Defendant-Intervenor.	)	
	)	
	)	

Pursuant to the Court's November 3, 2015, Order, Dkt. No. 65, Plaintiff, the Center for Biological Diversity, and Federal Defendants, the U.S. Department of the Interior, *et al.*, and Intervenor-Defendant Croplife America file the following status report and request a 7-day extension of the current stay to allow the Parties to finalize a proposed settlement agreement, and in support state:

1. The Parties filed their joint motion for a 60-day stay, Dkt. No. 64, on November 2, 2015. The Court granted that motion on November 3, 2015, staying the case through January 2, 2016. Dkt. No. 65. The Plaintiff and Federal Defendants next reached an agreement in principle on December 17, 2015. Thereafter, the Court granted a 27-day extension of the stay through January 29, 2016, to permit the Parties to finalize and undertake the final review and

1 approval process for the proposed settlement agreement. Dkt. No. 67. Most recently, on January  
2 22, 2016, the Court granted an 18-day extension of the stay of this case through February 16,  
3 2016. Dkt. No. 69.

4  
5 2. The agreement in principle continues to undergo final review and approval by the  
6 appropriate supervisory officials at the Departments of Justice and the Interior. Due to the spate  
7 of winter weather causing the federal government to close for some or all of January 25-28,  
8 2016, this process has taken slightly longer than previously anticipated. Accordingly, to preserve  
9 the Parties' and the Court's resources, the Parties request a 7-day extension of the stay of this  
10 case to allow ample time for the above-described activities.  
11

12 3. Intervenor CropLife America ("CropLife") is aware that Plaintiff and Defendants  
13 have reached an agreement in principle. CropLife is continuing to evaluate the specific language  
14 of the draft agreement and will communicate a final position prior to the filing of the final  
15 agreement with the Court. CropLife does not object to the requested extension of the current stay.  
16

17 4. This Court has authority to extend the current stay pursuant to its "inherent  
18 authority to control its own docket and calendar." *Yong v. INS*, 208 F.3d 1116, 1119 (9th Cir.  
19 2000); *see also Landis v. North American Co.*, 299 U.S. 248 (1936).

20 THEREFORE, in light of the above, the Parties request a 7-day extension of the stay of  
21 this case, through February 23, 2016, to permit the Parties to finalize and undertake the final  
22 review and approval process for the proposed settlement agreement.  
23

24 Respectfully submitted this 9th day of February,  
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26  
27  
28

Respectfully Submitted,

JOHN C. CRUDEN  
Assistant Attorney General  
SETH M. BARSKY, Chief  
S. JAY GOVINDAN  
Assistant Chief

*/s/ J. Brett Grosko*

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*Attorneys for Federal Defendants*

*/s/ Collette Adkins (with permission)*

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*/s/ Kirsten L. Nathanson (with permission)*

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11 *Attorneys for Defendant-Intervenor*  
12 *CropLife America*

13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

14  
15 Dated: February 10, 2016

United States

